

RESOLUTION NO. 75651

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE DIRECTOR OF HOUSING TO FORWARD TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT A REPAYMENT FOR INELIGIBLE EXPENDITURES OF EMERGENCY SHELTER GRANT PROGRAM FUNDS

WHEREAS, the Emergency Shelter Grant ("ESG") program provides entitlement grants from the U.S. Department of Housing and Urban Development ("HUD") to provide a variety of services to homeless individuals and families; and

WHEREAS, HUD periodically conducts program reviews of localities' use of entitlement program funds and on October 14, 2010, HUD informed the Housing Department that \$114,093 of ESG funds had been spent by the City of San José ("City") on an ineligible activity and that those funds need to be repaid to HUD; and

WHEREAS, the City had disbursed the \$114,043 to Unity Care for the operation of a shelter for homeless youth, and HUD determined that this was an ineligible use of ESG funds, as, under federal law, these youth were technically not homeless because they are wards of the State of California; and

WHEREAS, Unity Care has returned \$3,320 of unspent ESG funds to the City and the City proposes to use the HTF to reimburse the remaining \$110,790 to HUD to repay the ESG funds had been spent by the City on an ineligible activity; and

WHEREAS, the City now desires to authorize the Director of Housing to forward to HUD \$114,110 as repayment for ineligible expenditures of ESG program funds;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The Director of Housing is hereby authorized to forward to the U.S. Department of Housing and Urban Development \$114,110 as repayment for ineligible expenditures of Emergency Shelter Grant program funds, as more specifically set forth in the Director of Housing's report dated November 15, 2010.

ADOPTED this 7th day of December, 2010, by the following vote:

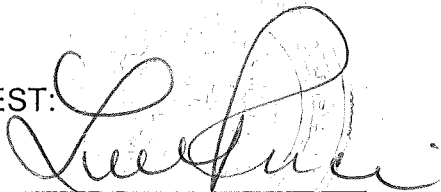
AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA,
KALRA, LICCARDO, NGUYEN, OLIVERIO, PYLE; REED.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.

ATTEST:



LEE PRICE, MMC
City Clerk



CHUCK REED
Mayor